

1 AN ACT relating to the investigation of traffic accidents.

2 *Be it enacted by the General Assembly of the Commonwealth of Kentucky:*

3 ➔SECTION 1. A NEW SECTION OF KRS CHAPTER 189 IS CREATED TO
4 READ AS FOLLOWS:

5 *(1) Except as provided in subsection (2) of this section, the local law enforcement*
6 *agency having jurisdiction shall perform an investigation of all traffic accidents*
7 *that:*

8 *(a) Involve a fatality; and*

9 *(b) Occur on a highway, as defined by KRS 189.010, that is state-maintained.*

10 *(2) If the local law enforcement agency having jurisdiction does not have an accident*
11 *reconstruction unit or similar unit to investigate traffic accidents, and does not*
12 *have a working agreement with another law enforcement agency to perform*
13 *those investigations, an accident that meets the criteria outlined in subsection (1)*
14 *of this section shall be investigated by the Department of Kentucky State Police.*

15 ➔Section 2. KRS 16.065 is amended to read as follows:

16 In addition to the performance of all duties relating to the Department of Kentucky State
17 Police, the department shall perform the following functions:

18 (1) Security of state facilities located in Frankfort;

19 (2) Highway enforcement, *including performance of an investigation of all traffic*
20 *accidents that:*

21 *(a) Involve a fatality;*

22 *(b) Occur on a highway, as defined by KRS 189.010, that is state-maintained;*
23 *and*

24 *(c) Occur in an area where the local law enforcement agency having*
25 *jurisdiction does not have an accident reconstruction unit or similar unit to*
26 *investigate traffic accidents, and does not have a working agreement with*
27 *another law enforcement agency to perform those investigations;*

1 (3) Water safety enforcement as provided in KRS Chapter 235; and

2 (4) Personal protection of a Medal of Honor recipient who:

3 (a) Is a current Kentucky resident;

4 (b) Is attending any public event or ceremony occurring within the
5 Commonwealth of Kentucky, to which he or she has received an official
6 written invitation;

7 (c) Is representing for no reason other than being a recipient of the Medal of
8 Honor; and

9 (d) Has requested protection, in writing and with a copy of the official invitation,
10 to the department no less than fourteen (14) days prior to the event;

11 not to exceed six (6) instances of protection per year.

12 ➔Section 3. This Act may be cited as the John Carter Knight Act of 2020.